

**SECTIONS OF FEDERAL FOOD, DRUG, AND COSMETIC ACT INVOLVED IN VIOLATIONS
REPORTED IN F. N. J. NOS. 22951-23000**

Adulteration, Section 402 (a) (2), the article was a raw agricultural commodity and contained a pesticide chemical which was unsafe within the meaning of Section 408 (a); Section 402 (a) (3), the article consisted in part of a filthy or decomposed substance, or was otherwise unfit for food; Section 402 (a) (4), the article had been prepared or held under insanitary conditions whereby it may have become contaminated with filth; Section 402 (a) (5), the article was in whole or in part the product of a diseased animal; Section 402 (b) (2), a substance had been substituted wholly or in part for the article; Section 402 (b) (4), a substance had been added to the article or mixed or packed therewith so as to increase its bulk or weight or reduce its quality; Section 408 (a), a poisonous or deleterious pesticide chemical, or a pesticide chemical which is not generally recognized among experts qualified by scientific training and experience to evaluate the safety of pesticide chemicals, as safe for use, had been added to a raw agricultural commodity, and no tolerance or exemption from the requirement of a tolerance for such pesticide chemical in or on the raw agricultural commodity had been prescribed by the Secretary of Health, Education, and Welfare.

Misbranding, Section 403 (e) (2), the article was in package form, and it failed to bear a label containing an accurate statement of the quantity of contents.

CEREALS AND CEREAL PRODUCTS

BAKERY PRODUCTS

22951. Bread and rolls. (F. D. C. No. 38151. S. Nos. 3-693/6 M.)

INFORMATION FILED: 11-17-55, Dist. Mass., against Andrew J. Puglise, manager of Tower Hill Bakery, Lawrence, Mass.

SHIPPED: Between 5-2-55 and 5-5-55, from Massachusetts to New Hampshire.

LABEL IN PART: (Pkg.) "Vienna Enriched Rolls [or "Golden Crust Italian Enriched Bread"] * * * Tower Hill Bakery Lawrence, Mass."

CHARGE: 402 (a) (3)—contained insect parts; and 402 (a) (4)—prepared under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 1-9-56. \$100 fine.

22952. Bread. (F. D. C. No. 38538. S. Nos. 29-448/52 M.)

INFORMATION FILED: 10-28-55, S. Dist. N. Y., against Anthony J. Raneri, t/a Raneri's Bakery, Port Chester, N. Y.

SHIPPED: 8-3-55, from New York to Connecticut.

CHARGE: 402 (a) (3)—contained insect fragments; and 402 (a) (4)—prepared under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 4-5-56. \$200 fine.

22953. Bread, rolls, and raisin buns. (F. D. C. No. 37867. S. Nos. 2-599 M, 2-601/2 M.)

INFORMATION FILED: 7-14-55, Dist. Md., against Smith Bakeries, Inc., Taneytown, Md.

SHIPPED: 3-4-55 and 3-5-55, from Maryland to Virginia.

LABEL IN PART: (Wrapper) "Model Steam Bakery Taneytown, Md. Master Loaf Net Wt. One Pound" or "Baked By Model Steam Bakery Taneytown,

Md."; (carton) "Smith's Enriched Rolls from Model Steam Bakery Taneytown, Maryland."

CHARGE: 402 (a) (3)—contained insects, insect fragments, and rodent hairs; and 402 (a) (4)—prepared under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 2-3-56. \$750 fine, plus costs.

22954. Ice cream cones. (F. D. C. No. 38827. S. No. 21-358 M.)

QUANTITY: 84 cases, 504 ice cream cones each, at Omaha, Nebr.

SHIPPED: 11-16-55, from Des Moines, Iowa, by Cream Cone Machine Co.

LABEL IN PART: "Coated Sugar Cones."

LIBELED: 1-20-56, Dist. Nebr.

CHARGE: 402 (a) (3)—contained fly and other insect fragments, rodent hairs, cat hairs, and feather barbules; and 402 (a) (4)—prepared under insanitary conditions.

DISPOSITION: 2-3-56. Consent—destruction.

22955. Frozen waffles. (F. D. C. No. 38838. S. No. 35-793 M.)

QUANTITY: 822 cases, 24 5-oz. pkgs. each, at Saginaw, Mich.

SHIPPED: 11-7-55, from Pitman, N. J., by Home Style Foods, Inc.

LIBELED: 2-3-56, E. Dist. Mich.; amended libel filed 4-2-56.

CHARGE: 402 (a) (3)—contained insect parts and rodent hairs; and 402 (a) (4)—prepared under insanitary conditions.

DISPOSITION: 5-7-56. Default—destruction.

22956. Frozen waffles. (F. D. C. No. 38817. S. No. 35-790 M.)

QUANTITY: 330 cases, 24 boxes each, at Detroit, Mich.

SHIPPED: 11-7-55, from Pitman, N. J., by Home Style Foods, Inc.

LABEL IN PART: (Box) "Home Style 6 Waffles (Quick Frozen) Net Weight 5 ozs."

LIBELED: 1-16-56, E. Dist. Mich.

CHARGE: 402 (a) (3)—contained insect parts and rodent hairs; and 402 (a) (4)—prepared under insanitary conditions.

DISPOSITION: 3-6-56. Default—consumption by animals.

FLOUR

22957. Flour. (F. D. C. No. 38877. S. Nos. 25-800 M, 40-601 M.)

QUANTITY: 468 50-lb. bags at Cherokee, Iowa, in possession of United Wholesale Grocery Co.

SHIPPED: 9-20-55 and 11-29-55, from New Prague, Minn., and Omaha, Nebr.

LIBELED: 12-22-55, N. Dist. Iowa.

CHARGE: 402 (a) (3)—contained rodent urine; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 1-18-56. Consent—claimed by United Wholesale Grocery Co. Segregated, 3,950 lbs. denatured for use as animal feed.

22958. Flour. (F. D. C. No. 38893. S. No. 40-192 M.)

QUANTITY: 84 100-lb. bags at Chicago, Ill., in possession of Habel, Armbruster & Larsen Co.